

Message

From: Hurlid, Kathy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2F3B04131F1145FCB4CCF5B0A64C1AC4-KHURLD]
Sent: 9/3/2020 9:26:16 PM
To: McGill, Thomas [McGill.Thomas@epa.gov]
CC: Beck, Whitney [beck.whitney@epa.gov]; Calli, Rosemary [Calli.Rosemary@epa.gov]; Laycock, Kelly [Laycock.Kelly@epa.gov]; Kupchan, Simma [Kupchan.Simma@epa.gov]; Wade, Alexis [Wade.Alexis@epa.gov]; Hicks, Matt [Hicks.Matthew@epa.gov]; Nagrani, Kavita [Nagrani.Kavita@epa.gov]; Creswell, Michael [Creswell.Michael@epa.gov]; Ghosh, Mita [Ghosh.Mita@epa.gov]
Subject: Re: revised language for R4 website posting

Looks great! Thanks for the language Rosemary and Tom

Sent from my iPhone

On Sep 3, 2020, at 5:24 PM, McGill, Thomas <McGill.Thomas@epa.gov> wrote:

Thanks for bringing this to our attention. Below is a proposed revised language for both our website posting and for the interested parties language. Please note, a disclaimer automatically pops-up when a member of the public is on our website and clicks to an external website. If you have any comments please provide them as soon as possible, as I need to get this to our website folks tonight.

The State of Florida's program submission will be available through the EPA's docket (Docket No. EPA-HQ-OW-2018-0640) at www.regulations.gov upon publication of this notice in the FR. In the meantime, program request documents posted by the Florida Department of Environmental Protection (FDEP) may be accessed at: <https://floridadep.gov/water/submerged-lands-environmental-resources-coordination/content/404-assumption>.

From: Hurlid, Kathy <Hurlid.Kathy@epa.gov>
Sent: Thursday, September 3, 2020 4:06 PM
To: Beck, Whitney <beck.whitney@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>
Cc: McGill, Thomas <McGill.Thomas@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>
Subject: RE: Draft Docket Index for Review

I strongly recommend disclaimer language. Technically we are supposed to have disclaimer language on all links to external sources that says "you are leaving EPA, EPA does not....."

From: Beck, Whitney <beck.whitney@epa.gov>
Sent: Thursday, September 3, 2020 4:01 PM
To: Calli, Rosemary <Calli.Rosemary@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>
Cc: McGill, Thomas <McGill.Thomas@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Ghosh, Mita

<Ghosh.Mita@epa.gov>

Subject: RE: Draft Docket Index for Review

Hi Rosemary,

I figured out the problem- the 2 missing documents related to 62-330 are included as links in a PDF called "Links to external documents", and 17 missing documents related to 62-331 are included as links in a PDF called "Links to external documents." So they included links rather than the hard copy PDF on their website, but they provided the hard copy PDF in their package submission.

Phew. This does underscore the need to re-read the website language (and the newspaper ad?) to make sure we're pointing to "the package FL has uploaded" not inferring it's the package we received, on FL's website. OGC/ORC may even consider whether disclaimer language is required regarding what's posted to FL's website.

And hopefully tonight but definitely by tomorrow morning I'll make sure the Excel sheet is updated.

Thanks all!

Whitney

From: Calli, Rosemary <Calli.Rosemary@epa.gov>

Sent: Thursday, September 3, 2020 2:47 PM

To: Beck, Whitney <beck.whitney@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>

Cc: McGill, Thomas <McGill.Thomas@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>

Subject: RE: Draft Docket Index for Review

Yes, that is significant in terms of what we're sharing as their package, and renews the question of whether we should just post the package as received on our own website (in addition to the docket). I'm glad the 508 compliance angle is easy!

Rosemary (Hall) Calli
Section Chief, Wetlands & Streams Regulatory Section

Aquatic Ecotoxicologist

U.S. Environmental Protection Agency, Region IV

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Calli.Rosemary@epa.gov

From: Beck, Whitney <beck.whitney@epa.gov>

Sent: Thursday, September 3, 2020 2:44 PM

To: Calli, Rosemary <Calli.Rosemary@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>

Cc: McGill, Thomas <McGill.Thomas@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>

Subject: RE: Draft Docket Index for Review

Thanks Rosemary- there seems to be a mismatch between what's up on FL's website and what they actually submitted for their package. Thankfully the "missing" docs from their website seem to be word docs so the 508 compliance isn't a big concern.... I will make those corrections to the spreadsheet in a bit and send an email summarizing discrepancies between the package and what FL has posted.

That's important for us to know if we're sending people to FL's website to view their package.

Best,
Whitney

From: Calli, Rosemary <Calli.Rosemary@epa.gov>
Sent: Thursday, September 3, 2020 1:58 PM
To: Beck, Whitney <beck.whitney@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>
Cc: McGill, Thomas <McGill.Thomas@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>
Subject: RE: Draft Docket Index for Review

It's looking good, Whitney. A few things:

- I added "and Table of Contents" to the Cover Page description to highlight that component for anyone looking for it.

- I don't see the following 3 files in the Excel sheet for Section F, Florida Administrative Code, 62-330 Incorporated Materials:

- 62-330.010(4)(b)4_SFWWMD_AH_vol_II
- 62-330.010(4)(b)5_SFWWMD_AH_vol_II_2016
- 62-330.010(4)(b)4_SFWWMD_AH_vol_II

- Where did Links to External Incorporated Materials come from (62-330 and 62-331) in the Excel file for Section F – I don't see these in Florida's package.

- I think these 18 files from Section F, Florida Administrative Code, 62-330 Incorporated Materials are also missing:

- 62-331.020(1)_CFR-2019-title40-vol27-sec232-3
- 62-331.053(3)(a)3_33USC1317
- 62-331.201(3)(l)_16USC688
- 62-331.201(3)(l)_16USC703-712
- 62-331.201(3)(n)_StandardManateeConditions
- 62-331.201(3)(o)_SeaTurtleSmalltoothSawfish
- 62-331.201(3)(v)_16USC470aa-470mm
- 62-331.201(3)(v)_25USC3001-2013

- ...and about 9 more files between here and 62-331.248(3)(f)_QES.pdf but I'm stopping copying them in in case I'm duplicating other work going on.

- 62-331.248(3)(s)_IndigoSnake

Rosemary (Hall) Calli
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Calli.Rosemary@epa.gov

From: Beck, Whitney <beck.whitney@epa.gov>

Sent: Thursday, September 3, 2020 12:20 PM

To: Calli, Rosemary <Calli.Rosemary@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>

Cc: McGill, Thomas <Mcgill.Thomas@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Nagrani, Kavita <Nagrani.Kavita@epa.gov>; Creswell, Michael <Creswell.Michael@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>

Subject: RE: Draft Docket Index for Review

Hi all,

I'm copying OGC and R4 ORC here as well- unfortunately, we need to get the FL docket materials approved/uploaded by Tuesday. Please see my email below and attached spreadsheet.

Simma or Alexis, would you have time to take a look? Can we figure out who from ORC might have time for this as well?

Thank you!

Whitney

From: Beck, Whitney

Sent: Thursday, September 3, 2020 10:04 AM

To: Calli, Rosemary <Calli.Rosemary@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>

Cc: McGill, Thomas <Mcgill.Thomas@epa.gov>

Subject: Draft Docket Index for Review

Hi all,

Please see attached for a draft docket index. Thanks for your attention to this- Kathy, do you have a sense for when we'd need to upload documents for a 9/16 publication date? I know docket staff need some time to process the documents.

Some notes:

- You can provide general comments via email (e.g., change level of detail in the file names; use dashes instead of colons; etc.) or you can create a comments column if you'd like to provide feedback on individual files.
- There is a tab for Florida's package
 - The "Category" and "Subcategory" columns just reference Florida's folder structure – and their attempt to organize information per the statutory requirements; we can't create folders like that in the docket.
 - Note that to organize the documents in the docket, Kathy and Kelly and I had talked about doing "Main" files that have "Attachment" files linked to them. I've created a "Docket Doc Type" column to indicate a proposed structure for that.
 - Note that FL has some repeated documents- they included forms in their program description that are later repeated in their regulations/statutes folder. Please let me

know if you think it's necessary to streamline and if you have a proposal about how to clearly label the documents.

- There is also a tab for other docket documents.
 - Feel free to add files in the "other" tab or strike files you feel are unnecessary.

I've downloaded FL's 508'd package files to my desktop and am uploading them onto the Sharepoint now, along with the other docket documents I've listed.

Best,
Whitney

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